

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF ILLINOIS

**DONNA K. DAY,** )  
vs. )  
Plaintiff, )  
vs. )  
**JO ANNE B. BARNHART, Commissioner** )  
**of Social Security,** )  
Defendant. )  
CIVIL NO. 05-075-GPM

## **JUDGMENT IN A CIVIL CASE**

**DECISION BY COURT.** This matter came before the Court on a Report and Recommendation from Magistrate Judge Clifford J. Proud which recommended denial of Plaintiff's petition for judicial review of a final agency decision denying her certain social security benefits.

**IT IS ORDERED AND ADJUDGED** that pursuant to the Court's March 29, 2006, Memorandum and Order, the Report and Recommendation (Doc. 16) is **ADOPTED**, and the final decision of the Commissioner of Social Security is **AFFIRMED**.

**IT IS FURTHER ORDERED AND ADJUDGED** that this action is **DISMISSED** on the merits. The parties shall bear their own costs.

DATED: 03/29/06

NORBERT G. JAWORSKI, CLERK

By: s/ Linda M. Cook  
Deputy Clerk

APPROVED: s/ G. Patrick Murphy  
G. PATRICK MURPHY  
U.S. DISTRICT JUDGE